

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
HATTIESBURG DIVISION**

CLINTON E. KIRBY AND MARTHA B. KIRBY

PLAINTIFFS

VS.

CIVIL ACTION NO. 2:09-cv-00182-DCB-JMR

**BANK OF AMERICA, NA, AS SUCCESSOR IN
INTEREST TO COUNTRYWIDE BANK, FSB;
BAC HOME LOAN SERVICING, L.P., F/K/A
COUNTRYWIDE HOME LOAN SERVICING,
LP; AND RECONTRUST COMPANY, NA**

DEFENDANTS

NOTICE OF SERVICE OF DISCOVERY

TO: Clinton E. Kirby
Martha B. Kirby
3100 Prince George Road
Hattiesburg, Mississippi 39402

Pursuant to Uniform Local Rule 5.3(c), notice is hereby given that on the date entered below I served the following discovery device:

1. Separate Defendants', Bank of America, N.A. as successor in interest to Countrywide Bank, F.S.B. and Recontrust Company, N.A., *First Set of Interrogatories and Requests for Production of Documents Propounded to Plaintiffs.*

Pursuant to uniform Local Rule 5.3(c), I acknowledge my responsibilities as the custodian of the originals of the documents identified above.

THIS, the 1st day of October, 2010.

Respectfully submitted,

**BANK OF AMERICA, N.A. AS SUCCESSOR
IN INTEREST TO COUNTRYWIDE BANK,
F.S.B. AND RECONTRUST COMPANY, N.A.**
Defendants

By: s/Stephen T. Masley

Stephen T. Masley
One of its Attorneys

OF COUNSEL:

G. Dewey Hembree, III, MSB # 2247

Stephen T. Masley, MSB # 101870

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CERTIFICATE OF SERVICE

I, the undersigned Stephen T. Masley, McGlinchey Stafford, PLLC, attorneys for BANK OF AMERICA, N.A. AS SUCCESSOR IN INTEREST TO COUNTRYWIDE BANK, F.S.B. and RECONTRUST COMPANY, N.A., do hereby certify that I have mailed by United States Postal Service the document to the following non-ECF participant(s):

Clinton E. Kirby
Martha B. Kirby
3100 Prince George Road
Hattiesburg, Mississippi 39402

This the 1st day of October, 2010.

s/Stephen T. Masley
OF COUNSEL

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